BILL NO. G-71-08-09

GENERAL ORDINANCE NO. G-123-71

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of public alley South of Church Street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of a public alley by WAYNEDALE UNITED METHODIST CHURCH having been filed with the Fort Wayne City Plan Commission, and a resolution having been duly adopted by the Fort Wayne City Plan Commission on May 24, 1971 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Statutes, 1964 Replacement, Sec. 53-744), the Thoroughfare plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

The first alley east of Old Trail Road, extending south from Church Street to the point at which it intersects with the first alley south of Church Street extending west from Bluffton Road.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Councilman

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

Read the first time in full and on motion by Tipton seconded by Fay and duly adopted, read the second time by title and referred to the (Committee on) Regulations (~~and to the City Plan Commission for recommendation~~) (~~and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the day of 19 , at o'clock P.M., E.S.T.~~)

Date: 8-10-71 Fred H. Bonahoom
City Clerk

Read the third time in full and on motion by Tipton seconded by Robinson and duly adopted, placed on its passage.

Passed (~~LOST~~) by the following vote:

	AYES 7,	NAYS 0,	ABSTAINED ,	ABSENT 2 to-wit:
Adams				V
Dunifon	V			
Fay	V			
Geake	V			
Nuckols				V
Robinson	V			
Rousseau	V			
Steigerwald	V			
Tipton	V			

Date 8-24-71 Fred H. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(Zoning Map)~~(General)(~~Annexation~~)(~~Special~~)(~~Appropriation~~) Ordinance (~~Resolution~~) No. 8-123-71

on the 24th day of August, 19 71.

ATTEST: (SEAL)
Fred H. Bonahoom
City Clerk

Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of August, 19 71 at the hour of 8 30 o'clock A.M.,E.S.T.

Fred H. Bonahoom
City Clerk

Approved and signed by me this 26th day of August, 19 71, at the hour of 3:24 o'clock P.M.,E.S.T.

Harold S. Zeis
Mayor

Bill No. G-71-08-09

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending General Ordinance No. G-97 by authorizing the vacation of public alley South of Church Street,

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance do PASS.

HERBERT G. TIPTON, Chairman — Herbert G. Tipton

JACK K. DUNIFON, Vice-Chairman

THOMAS G. ADAMS

WILLIAM K. GRAKE — William K. Grake

JOHN H. ROBINSON — John H. Robinson

CONCURRED IN

DATE 8-24-71 FUAD G. BONAHOOM, CITY CLERK

RESOLUTION

WHEREAS, WAYNEDALE UNITED METHODIST CHURCH has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in Allen County, Indiana, to wit:

> The first alley east of Old Trail Road, extending south from Church Street to the point at which it intersects with the first alley south of Church Street extending west from Bluffton Road,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat. § 53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on May 24, 1971, at 7:30 o'clock P. M., and at such hearing all parties interested in the matter of the vacation of said public alley were heard and there being no sufficient reason to why said vacation of said alley should not be made;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be, and the same is, hereby approved; and,

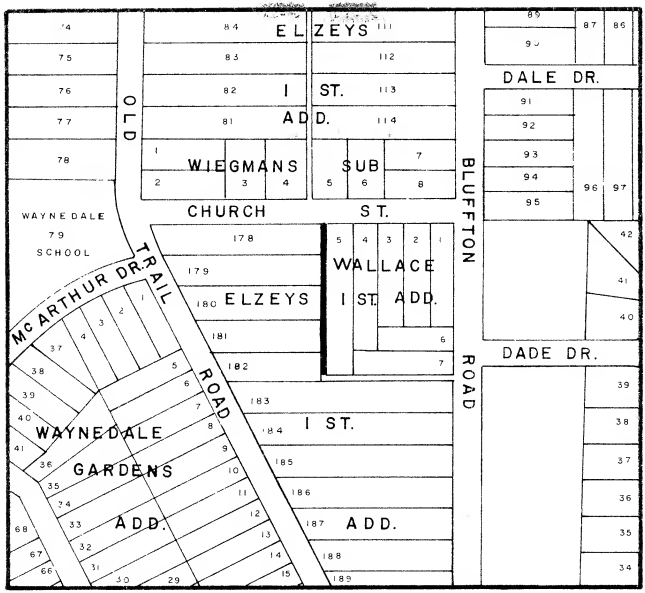
BE IT FURTHER RESOLVED, that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of alleys in Allen County, Indiana.

STATE OF INDIANA :
SS
COUNTY OF ALLEN :

I, *Arthur C. Richard*, President of the Fort Wayne City Plan Commission, do hereby certify that the attached hereto is a full, true and correct copy of a Resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on May 24, 1971, at 7:30 o'clock P. M., and as the same appears of record in the official records of said Plan Commission.

Arthur C. Richard, Commission President
Fort Wayne City Plan Commission

Dated the 26th day of July, 1971.



ALLEY TO BE VACATED

N

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council-City of Ft. Wayne (Governmental Unit) — To JOURNAL-GAZETTE Dr.

Allen County, Ind. — FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines		
Head	number of lines	-
Body	number of lines	90
Tail	number of lines	1
	Total number of lines in notice	91

COMPUTION OF CHARGES

91 lines, columns wide equals equivalent lines at 28¢ cents per line	$26.21
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	$26.21

DATA FOR COMPUTING COST

Width of single column 11 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Orvilla De Vald

Date September 28, 1971 — Title CLERK

ATTACH COPY OF ADVERTISEMENT

Legal Notices

Notice is hereby given that on the 24th day of August, 1971, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General ordinance, wit:

Bill No. 71-08-09

GENERAL ORDINANCE NO. G-123-71

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of public alley South of Church Street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of a public alley by WAYNEDALE UNITED METHODIST CHURCH having been filed with the Fort Wayne City Plan Commission, and a resolution having been duly adopted by the Fort Wayne City Plan Commission on May 24, 1971 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 285, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Statutes, 1964 Replacement Sec. 53-744, the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

The first alley east of Old Trail Road, extending south from Church Street to the point at which it intersects with the first alley south of Church Street extending west from Bluffton Road.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Herbert G. Tipton, Councilman.

Read the third time in full and on motion by Tipton seconded by Robinson and duly adopted, placed on its passage. Passed by the following vote:

Ayes, seven: Dunifon, Fay, Geake, Robinson, Rousseau, Steigerwald, Tipton.

Nays, none.

Absent, two, to-wit: Councilman Adams and Nuckols.

Fuad G. Bonahoom, City Clerk.

Date: 8-24-71.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-123-71 on the 24th day of August, 1971.

Attest:

Fuad G. Bonahoom, City Clerk.

Phil A. Steigerwald, Presiding Officer.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of August, 1971 at the hour of 8:30 o'clock A.M., E.S.T.

Fuad G. Bonahoom, City Clerk.

Approved and signed by me this 26th day of August, 1971, at the hour of 3:24 o'clock P.M., E.S.T.

Harold S. Zeis, Mayor.

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of General Ordinance No. G-123-71 passed by the Common Council on the 24th day of August, 1971, and that said Ordinance was duly signed, and approved by the Mayor on the 26th day of August, 1971, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 27th day of August, 1971.

Fuad G. Bonahoom, City Clerk.

9—17-24.

I, [illegible] in and for said county and state, the [illegible] who, being duly sworn, says [illegible] of the [illegible] neral circulation printed and published [illegible] T WAYNE, INDIANA [illegible] d matter attached hereto is a true copy, [illegible] times, the dates of publication being 17, 1971 September 24, 1971

Orvilla De Vald

I sworn to before me this 28th day of September 1971

Edith Stapleton

Notary Public

expires March 8, 1974

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council-City of Ft. Wayne (Governmental Unit) — To JOURNAL-GAZETTE Dr.

Allen County, Ind. — FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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	Total number of lines in notice	91

COMPUTION OF CHARGES

91 lines, columns wide equals equivalent lines at 288¢ cents per line	$26.21
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	
TOTAL AMOUNT OF CLAIM	$26.21

DATA FOR COMPUTING COST

Width of single column 11 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date September 28, 1971 — Title CLERK

ATTACH ADVERTISEM

Omega Man'

around when you need one." From here, the script degenerates. The rest of the lines are shared by Heston (doing his best), Rosalind Cash (doing her worst), and a group of mutations (sporting white contact lenses and trying not to blink).

Several years ago, Heston made a passable film, "The [illegible]

publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Herbert G. Tipton, Councilman.

Read the third time in full and on motion by Tipton seconded by Robinson and duly adopted, placed on its passage. Passed by the following vote:

Ayes, seven: Dunifon, Fay, Geake, Robinson, Rousseau, Steigerwald, Tipton.

Nays, none.

Absent, two: to-wit: Councilmen Adams and Nuckols.

Fuad G. Bonahoom, City Clerk.

Date: 8-24-71.

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-123-71 on the 24th day of August, 1971.

Attest:

Fuad G. Bonahoom, City Clerk.

Phil A. Steigerwald, Presiding Officer.

Presented by me to the Mayor of the City

Legal Notices

Notice is hereby given that on the 24th day of August, 1971, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General ordinance, wit:

Bill No. 71-08-09

GENERAL ORDINANCE NO. G-123-71

AN ORDINANCE amending General Ordinance No. G-69 by authorizing the vacation of public alley South of Church Street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of a public alley by WAYNEDALE UNITED METHODIST CHURCH having been filed

SHER'S AFFIDAVIT

ana } ss:
County }

I, ARVILLA DEWALD, who, being duly sworn, says that I am the CLERK of the JOURNAL-GAZETTE newspaper of general circulation printed and published in the English language in the city / town of FORT WAYNE, INDIANA in said county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

September 17, 1971

September 24, 1971

Arvilla DeWald

Subscribed and sworn to before me this 28th day of September 1971

Edith Stapleton
Notary Public

My commission expires March 8, 1974

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev 1967)

Common Council-City of Ft. Wayne
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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TOTAL AMOUNT OF CLAIM	$26.21

DATA FOR COMPUTING COST

Width of single column 11 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

A. M. Hostman

Date September 28, 19 71 — Title Clerk

Legal Notices

Notice is hereby given that on the 24th day of August, 1971, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session, did pass the following General ordinance, to-wit:

Bill No. G-71-08

GENERAL ORDINANCE NO. G-122-71

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of public alleys in St. Vincent Place Addition and Feeder Addition

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A petition for the vacation of public alleys by MILDRED FOLTZ, FEDERAL NATIONAL MORTGAGE ASSOCIATION, BENJAMIN B. and RHEA SHAW, ALLEN PRODUCTS, INC., MUTUAL ELECTRIC INC., and Jack K. and JEAN C. DUNIPON having been filed with the Fort Wayne City Plan Commmission, and a resolution having been duly adopted by the Fort Wayne City Plan Commission on July 26, 1971 following a public hearing thereon, all in accordance with Section 44, Chapter 174, of the Acts of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Ind. Statutes, 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in the General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alleys in Fort Wayne, Allen County, Indiana, to-wit:

The second alley north of Sixth Street from the east property line of Cass Street to the west property line of the first alley east of Cass Street.

Also, the alley between Harrison Street and Cass Street from the South property line of the first alley south of Putnam Street to the north line of Feeder's Addition.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

HERBERT G. TIPTON,
Councilman.

Read the third time in full and on motion by Tipton seconded by Robinson and duly adopted, placed on its passage. Passed by the following vote:

Ayes seven
Dunlap, Fay, Geake, Robinson, Rousseau, Steigerwald, Tipton.
Nays none
Absent to, to-wit: Councilmen Adams and Nuckels.

Date: 8-24-71.

FUAD G. BONAHOOM,
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-122-71 on the 24th day of August, 1971.

ATTEST:

FUAD G. BONAHOOM,
City Clerk.

PHIL A. STEIGERWALD,
Presiding Officer.

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 25th day of August, 1971 at the hour of 8:30 o'clock A.M., E.S.T.

FUAD G. BONAHOOM,
City Clerk

Approved and signed by me this 26th day of August, 1971, at the hour of 3:23 o'clock P.M. E.S.T.

HAROLD S. ZEIS,
Mayor

I, Fuad G. Bonahoom, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true, and complete copy of General Ordinance No. G-122-71 passed by the Common Council on the 24th day of August 1971, and that said Ordinance was duly signed, and approved by the Mayor on the 26th day of August, 1971 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 27th day of August, 1971.

FUAD G. BONAHOOM,
City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city (town) of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 5, the dates of publication being as follows:

September 17, 1971

September 24, 1971

A. M. Hostman

Subscribed and sworn to before me this 28th day of September 19 71

Edith Stapleton
Notary Public

My commission expires March 8, 1974